

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

COMPASS GROUP USA, INC.

Plaintiff,

vs.

AGRI STATS, INC.; CASE FARMS, LLC;  
CASE FARMS PROCESSING, INC.; CASE  
FOODS, INC.; FOSTER FARMS, LLC;  
FOSTER POULTRY FARMS; NORMAN W.  
FRIES, INC. d/b/a CLAXTON POULTRY  
FARMS, INC.; HARRISON POULTRY,  
INC.; HOUSE OF RAEFORD FARMS, INC.;  
JCG FOODS OF ALABAMA, LLC; JCG  
FOODS OF GEORGIA, LLC; KEYSTONE  
FOODS; KOCH FOODS, INC.; KOCH  
MEAT CO., INC.; MAR-JAC POULTRY,  
INC.; MOUNTAIRE FARMS, INC.;  
MOUNTAIRE FARMS, LLC; MOUNTAIRE  
FARMS OF DELAWARE, INC.; O.K.  
FOODS, INC.; O.K. FARMS, INC.; O.K.  
INDUSTRIES, INC.; PERDUE FARMS,  
INC.; PERDUE FOODS, LLC; PILGRIM'S  
PRIDE CORPORATION; SANDERSON  
FARMS, INC.; SANDERSON FARMS, INC.  
(FOOD DIVISION); SANDERSON FARMS,  
INC. (PRODUCTION DIVISION);  
SANDERSON FARMS, INC. (PROCESSING  
DIVISION); SIMMONS FOODS, INC.;  
SIMMONS PREPARED FOODS, INC.;  
TYSON BREEDERS, INC.; TYSON  
CHICKEN, INC.; TYSON FOODS, INC.;  
TYSON POULTRY, INC.; and WAYNE  
FARMS, LLC.

Defendants.

Case No.:

**COMPLAINT**

**Jury Trial Demanded**

## COMPLAINT

1. Plaintiff Compass Group USA, Inc., is a Delaware corporation with its principal place of business in Charlotte, North Carolina.

2. Compass Group USA, Inc. brings this action on behalf of itself and its subsidiaries, affiliates and divisions, including but not limited to Foodbuy, LLC (collectively, “Compass Group” or “Plaintiff”), as an assignee from Sysco Corporation, and its affiliates, subsidiaries, and predecessors (collectively referred to as “Sysco”), with respect to Sysco’s direct purchases of Broilers from Defendants made for Compass Group. Based on those direct purchases, Sysco has assigned its federal antitrust claims to Compass Group.

3. Compass Group brings this action under the federal antitrust laws against the Defendants identified below and incorporates by reference the factual allegations and reservations of rights contained in the Direct Action Plaintiffs’ Amended Consolidated Complaint and Demand for Jury Trial, filed in In re Broiler Antitrust Litigation, Civil Action No. 1:16-cv-08637 (ECF 4243; ECF 4244).

4. Compass Group joins Section II of the Direct Action Plaintiffs’ Amended Consolidated Complaint and Demand for Jury Trial, adding the following to specify Compass Group’s causes of action and the Defendants in the Compass Group action:

Plaintiff Name	Named Defendants <sup>1</sup>	Named Co-Conspirators	Causes of Action
Compass Group USA, Inc.	Agri Stats; Case; Claxton; Foster Farms; Harrison; House of Raeford; Keystone Foods; Koch; Mar-Jac; Mountaire; O.K. Foods; Perdue; Pilgrim's Pride; Sanderson; Simmons; Tyson; Wayne	Fieldale; Amick; George's; Peco; Allen Harim	Count I (Sherman Act Claim for all Anticompetitive Conduct); Count II (Sherman Act Claim for Output Restriction, Pled in the Alternative to Count I); Count III (Sherman Act Claim for GA Dock Manipulation, Pled in the Alternative to Count I)

WHEREFORE, Plaintiff respectfully requests that the Court:

- A. Enter joint and several judgments against all Defendants in favor of Plaintiff;
- B. Award Plaintiff treble damages, of an amount to be determined at trial, to the maximum extent allowed under the federal antitrust laws;
- C. Award Plaintiff post-judgment interest as provided by law, with such interest to be awarded at the highest legal rate;
- D. Award Plaintiff its attorneys' fees, litigation expenses, and costs, as provided by law;
- E. Grant Plaintiff such other and further relief to which Plaintiff is entitled.

### **JURY DEMAND**

Pursuant to Federal Rule of Civil Procedure 38, Plaintiff demands a trial by jury on all of its claims and issues so triable.

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<sup>1</sup> The Defendants named in this Complaint include the entire Defendant family of each Defendant in this table, identified in Section IV.B of ECF 4243/ECF 4244.

Date: January 21, 2022

Respectfully submitted,

A & G LAW LLC

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**Counsel for Plaintiff Compass Group USA, Inc.**